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Attorneys for Defendants  
CITY OF SAN LEANDRO, and  
CHIEF JOSEPH KITCHEN

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

LIONEL N. ALLEN; RALPH P. DAVIS;  
MICHAEL OATEZ; MONICA OATEZ;  
M.O., a minor, by and through her guardian ad  
litem, MICHAEL OATEZ; MICHAEL A.  
FLEURY; and, JOHNNY D. STOKES,

Plaintiffs,

v.

CITY OF SOUTH SAN FRANCISCO;, a  
municipal corporation; JOSEPH KITCHEN,  
in his capacity as Chief of Police for CITY OF  
SAN LEANDRO; and, DOES 1-25, inclusive,  
individually, and in their capacity as San  
Leandro police officers,

Defendants.

Case No: C07-03509

**DEFENDANTS' DECLINATION TO  
PROCEED BEFORE A MAGISTRATE  
JUDGE AND REQUEST FOR  
REASSIGNMENT TO A UNITED STATES  
DISTRICT JUDGE**

Complaint Filed: July 5, 2007  
Service Effective: November 2, 2007

1 COMES NOW DEFENDANTS CITY OF SAN LEANDRO and CHIEF JOSEPH KITCHEN  
2 who is "the undersigned party." The undersigned party hereby declines to consent to the assignment of  
3 this case to a United States Magistrate Judge for trial and disposition and hereby request the  
4 reassignment of this case to a United States District Judge.

5  
6 Dated: November 13, 2007

Respectfully submitted,

7 MEYERS, NAVE, RIBACK, SILVER & WILSON  
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9 By: \_\_\_\_\_/S/

10 Tricia L. Hynes  
11 Attorneys for Defendants  
CITY OF SAN LEANDRO and CHIEF KITCHEN

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